

**PATENT**

Case Docket No. HARD1.072A

Date: December 15, 2004

**TRANSMITTAL LETTER  
RESPONSE TO MISSING PARTS**

Applicant : Jeffrey Bergh et al.  
App. No : 10/791,688  
Filed : March 1, 2004  
For : FIBER CEMENT FENCE SYSTEM  
Art Unit : 3679

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

December 16, 2004

(Date)

Linda H. Liu, Reg. No. 51,240

**Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(f), which was mailed by the Office on May 21, 2004, enclosed are:

- (X) An executed Declaration by Inventor(s).
- (X) A Notice to File Missing Parts.
- (X) Return prepaid postcard.
- (X) Fees as calculated below:

12/21/2004 22:22:22 00000000 10791688

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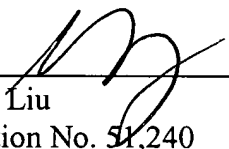
**PATENT**

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FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Basic Utility	37 CFR § 1.16(a)	1011 (\$790)		\$790
Excess Claims > 20	78 - 20 = 58	1202 (\$18)	58 x 18 =	\$1,044
Independent > 3	9 - 3 = 6	1201 (\$86)	6 x 86 =	\$516
Multiple Claim		1203 (\$290)		\$
1 Month Extension		1251 (\$120)		\$
2 Month Extension		1252 (\$450)		\$
3 Month Extension		1253 (\$1,020)		\$
4 Month Extension		1254 (\$1,590)		\$
5 Month Extension		1255 (\$2,160)		\$2,160
Surcharge		1051 (\$130)		\$130
			<b>SUB TOTAL</b>	\$4,640
The present application qualifies for Small Entity status under 37 CFR § 1.27. Fee reduced by 1/2.				(\$0)
			<b>TOTAL FEE DUE</b>	<b>\$4,640</b>

- (X) A check in the amount of \$4,640 to cover the above fees is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.

  
Linda H. Liu  
Registration No. 51,240  
Attorney of Record  
Customer No. 20,995  
(951) 781-9231

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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IRVINE, CA 92614

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Date Mailed: 05/21/2004

**FILED UNDER 37 CFR 1.53(b)**

**Filing Date Granted**

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**The applicant needs to satisfy supplemental fees problems indicated below.**

**The required item(s) identified below must be timely submitted to avoid abandonment:**

- **Additional claim fees of \$1560 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.**

**SUMMARY OF FEES DUE:**

**Total additional fee(s) required for this application is \$2460 for a Large Entity**


- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is \$1560
  - \$516 for 6 independent claims over 3.
  - \$1044 for 58 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
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